# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:	) Chapter 11
W. R. GRACE & CO., <u>et al.</u> , <sup>1</sup>	) Case No. 01-01139 (JKF) ) (Jointly Administered)
Debtors.	<ul> <li>Objections due:         Hearing date: To be scheduled, only if objections are timely filed and served.     </li> </ul>

SUMMARY OF APPLICATION OF NELSON MULLINS RILEY & SCARBOROUGH, L.L.P. FOR COMPENSATION FOR SERVICES AND REIMBURSEMENT OF EXPENSES AS SPECIAL COUNSEL TO W. R. GRACE & CO., ET AL., FOR THE SECOND INTERIM PERIOD, FROM MAY 1, 2008 THROUGH May 31, 2008, FOR THE QUARTER OF APRIL 2008 – JUNE 2008

Name of Applicant:

Nelson Mullins Riley & Scarborough,

<u>L.L.P.</u>

Authorized to Provide Professional Services to:

W. R. Grace & Co., et al., Debtors and

**Debtors-in-Possession** 

Date of Retention:

July 19, 2001

Period for which compensation and

reimbursement is sought:

May 1, 2008 - May 31, 2008

Amount of Compensation sought as actual, reasonable, and necessary:

**\$5,263.50** for the period

<sup>&</sup>lt;sup>1</sup> The Debtors consist of the following 62 entities: W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc.), W. R. Grace & Co.-Conn., A-1 Bit & Tool Co., Inc., Alewife Boston Ltd., Alewife Land Corporation, Amicon, Inc., CB Biomedical, Inc. (f/k/a Circe Biomedical, Inc.), CCHP, Inc., Coalgrace, Inc., Coalgrace II, Inc., Creative Food 'N Fun Company, Darex Puerto Rico, Inc., Del Taco Restaurants, Inc., Dewey and Almy, LLC (f/k/a Dewey and Almy Company), Ecarg, Inc., Five Alewife Boston Ltd., G C Limited Partners I, Inc. (f/k/a Grace Cocoa Limited Partners I, Inc.), G C Management, Inc. (f/k/a Grace Cocoa Management, Inc.). GEC Management Corporation. GN Holdings, Inc., GPC Thomasville Corp., Gloucester New Communities Company, Inc., Grace A-B Inc., Grace A-B II Inc., Grace Chemical Company of Cuba, Grace Culinary Systems, Inc., Grace Drilling Company, Grace Energy Corporation, Grace Environmental, Inc., Grace Europe, Inc., Grace H-G Inc., Grace H-G II Inc., Grace Hotel Services Corporation, Grace International Holdings, Inc. (f/k/a Dearborn International Holdings, Inc.), Grace Offshore Company, Grace PAR Corporation, Grace Petroleum Libya Incorporated, Grace Tarpon Investors, Inc., Grace Ventures Corp., Grace Washington, Inc., W. R. Grace Capital Corporation, W. R. Grace Land Corporation, Gracoal, Inc., Gracoal II, Inc., Guanica-Caribe Land Development Corporation. Hanover Square Corporation. Homco International, Inc., Kootenai Development Company, L B Realty, Inc., Litigation Management, Inc. (f/k/a GHSC Holding, Inc., Grace JVH, Inc., Asbestos Management, Inc.). Monolith Enterprises. Incorporated. Monroe Street. Inc., MRA Holdings Corp. (f/k/a Nestor-BNA Holdings Corporation), MRA Intermedeo. Inc. (f/k/a Nestor-BNA, Inc.). MRA Staffing Systems, Inc. (f/k/a British Nursing Association, Inc.), Remedium Group, Inc. (f/k/a Environmental Liability Management, Inc., E&C Liquidating Corp., Emerson & Cuming Inc.). Southern Oil, Resin & Fiberglass, Inc., Water Street Corporation, Axial Basin Ranch Company, CC Partners Country Staffing), Hayden-Gulch West Coal Company, H-G Coal Company,

Amount of expense reimbursement sought as Actual, reasonable, and necessary:

\$73.15 for the period

This is a <u>x</u> monthly <u>\_\_\_\_ interim \_\_\_ final application.</u>

The total time expended for the preparation of this application is approximately (2.7) hours, and the corresponding estimated compensation that will be requested in a future application is approximately \$ (336.00).

### Prior fee applications:

		Requested		Approved	
Date Filed	Period Covered	Fees	Expenses	Fees	Expenses
October 17, 2001	July 19, 2001 – July 31, 2001	\$28,316.50	\$234.68	\$22,653.20	\$234.68
October 17, 2001	August 1, 2001- August 31, 2001	\$69,119.50	\$1,196.84	\$55,295.60	\$1,196.84
October 17, 2001	May 1, 2001- June 30, 2001	\$113,762.50	\$2,155.05	\$91,010.00	\$2,155.05
December 19, 2001	October 1, 2001- October 31, 2001	\$67,906.50	\$1,348.82	\$54,325.20	\$1,348.82
January 23, 2002	November 1, 2001- November 30, 2001	\$26, 792.00	\$168.41	\$21,433.60	\$168.41
February 26, 2002	December 1, 2001- December 31, 2001	\$24,895.00	\$673.51	\$19,916.00	\$673.51
May 1, 2002	January 1, 2002- January 31, 2002	\$21,009.00	\$147.52	\$16,807.20	\$147.52
June 18, 2002	February 1, 2002- February 28, 2002	\$24,897.00	\$122.30	\$19,917.60	\$122.30
June 18, 2002	March 1, 2002 – March 31, 2002	\$17,003.00	\$52.22	\$13,602.40	\$52.22
June 25, 2002	September 1, 2001- September 30, 2001	\$31,625.50	\$488.83	\$25,300.40	\$488.83
June 25, 2002	April 1, 2002-April 30, 2002	\$17,827.00	\$345.71	\$14,261.60	\$345.71
June 26, 2002	January 1, 2002- March 31, 2002	\$62,909.00	\$322.04	\$62,909.00	\$322.04
July 2, 2002	May 1, 2002-May 31, 2002	\$27,070.00	\$177.64	\$21,656.00	\$177.64
August 14, 2002	June 1, 2002 – June 30, 2002	\$15,496.50	\$178.39	\$12,397.20	\$178.39
August 29, 2002	July 1, 2002 – July 31, 2002	\$18,481.50	\$225.82	\$14,785.20	\$225.82
September 3, 2002	July 19, 2001 – September 30, 2001	\$129,061.50	\$1,920.35	\$129,061.50	\$1,920.35
September 3, 2002	October 1, 2001 – December 31, 2001	\$119,593.50	\$2,190.74	\$119,593.50	\$2,190.74
September 20,	April 1, 2002 – June	\$60,393.50	\$701.74	\$55,739.00	\$701.74

2002	30, 2002			<u> </u>	T
<del></del>	August 1, 2002 –	\$10,363.00	\$169.79	\$8,290.40	\$169.79
	August 31, 2002	\$10,505.00	\$109.79	\$6,290.40	\$109.79
	September 1, 2002-	\$11,114.00	\$221.89	\$8,891.20	\$221.89
	September 30, 2002	\$11,114.00	Ψ221.07	\$6,671.20	Φ221.09
	July 1, 2002 –	\$39,958.50	\$615.50	\$35,771.00	\$615.50
	September 30, 2002	457,750.50	Ψ013.50	Ψ55,771.00	\$015.50
	October 1, 2002-	\$8,498.50	\$75.28	\$6,798.80	\$75.28
	October 31, 2002		<b>4</b> , 5.25	\$6,770.00	\$75.20
	November 1, 2002-	\$4,241.00	\$117.29	\$3,392.80	\$117.29
1	November 30, 2002	.,2		\$3,372.00	Ψ117.22
<del></del>	December 1, 2002 –	\$9,298.50	\$97.20	\$7,438.80	\$97.20
	December 31, 2002			1 .,	<b>4</b> 77. <b>2</b> 3
	January 1, 2003-	\$6,026.50	\$24.91	\$4,821.20	\$24.91
	January 31, 2003	,		7 1,021.20	<b>4-</b>
	February 1-February	\$5,473.50	\$52.58	\$4,378.80	\$52.58
	28, 2003			, ,-	40.000
	October 1, 2002-	\$22,038.00	\$289.77	\$22,038.00	\$289.77
	December 31, 2002			, , , , , , , , , , , , , , , , , , , ,	1
May 9, 2003	March 1, 2003-	\$5,424.00	\$64.16	\$4,339.20	\$64.16
	March 31, 2003				
September 9,	January 1, 2003 –	\$16,924.00	\$141.65	\$16,924.00	\$146.65
2003	March 31, 2003				
August 22, 2003	April 1, 2003-	\$7,868.00	\$64.88	\$6294.40	\$64.88
	April 30, 2003				
September 9,	May 1, 2003 –	\$8,143.50	\$88.14	\$6,514.80	\$88.14
2003	May 31, 2003				
	June 1, 2003 –	\$17,705.00	\$291.20	\$14,164.00	\$291.20
	June 30, 2003				
	April 1, 2003 –	\$33,716.05	\$444.22	\$33,716.05	\$444.22
	June 30, 2003				
	July 1, 2003 –	\$36,321.00	\$241.39	\$29,056.80	\$241.39
	July 31, 2003				
	August 1, 2003 –	\$27,487.00	\$932.61	\$21,989.60	\$932.61
	August 31, 2003				
	September 1, 2003 –	\$38,442.00	\$139.47	\$30,753.60	\$139.47
	September 31, 2003				
	July 1, 2003 –	\$102,250.00	\$1,313.47	\$102,250.00	\$1,313.47
	September 31, 2003				
	October 1, 2003 –	\$9,723.50	\$154.31	\$7,656.00	\$154.31
	October 31, 2003			-	
	November 1, 2003 –	\$5,845.00	\$119.01	\$4676.00	\$119.01
	November 30, 2003				
	December 1, 2003 –	\$4465.50	\$ 4.08	\$3572.40	\$4.08
	December 31, 2003	010.000.00	0000 (0	010.015.5	
	October 1, 2003-	\$19,968.00	\$277.40	\$19,968.00	\$277.40
	December 31, 2003	016 534 50	01.260.61	012 227 62	0.000
1 •	January 1, 2004-	\$16,534.50	\$1,260.61	\$13,227.60	\$1,260.61
	January 31, 2004				
May 12, 2004	February 1, 2004 –	\$9,591.50	\$22.50	\$7.672.20	622.50
	•	φ <b>7,371.3U</b>	\$32.50	\$7,673.20	\$32.50
] 1	February 78 7000		i	i	1
	February 28, 2004  March 1, 2004 –	\$6 325 50	\$105.67	\$5,060,40	\$105.67
May 12, 2004	March 1, 2004 –	\$6,325.50	\$105.67	\$5,060.40	\$105.67
May 12, 2004		\$6,325.50 \$32,451.50	\$105.67 \$1,398.78	\$5,060.40 \$32,451.50	\$105.67 \$1,398.78

	March 31, 2004				
June 7, 2004	April 1, 2004-	\$6,062.00	\$20.78	\$4,849.60	\$20.78
	April 30, 2004		<b>4</b> 2017.0	\$ 1,0 17.00	\$20.70
July 6, 2004	May 1, 2004-	\$12,927.00	\$67.97	\$10,341.60	\$67.97
	May 31, 2004				40,
August 12, 2004	June 1, 2004 –	\$12,228.00	\$372.90	\$9,782.40	\$372.90
	June 30, 2004	, , , , , , , , , , , , , , , , , , , ,		47,732.13	45,2.,0
August 17, 2004	April 1, 2004 –	\$31,217.00	\$461.65	\$31,217.00	\$461.65
	June 30, 2004	,	7.01.00	45.,2.,	0.01.03
September 7,	July 1, 2004 –	\$19,020.00	\$216.31	\$15,216.00	216.31
2004	July 31, 2004	***,*=****	42.5.5	4.0,2.0.00	210.51
September 24,	August 1, 2004 –	\$3,945.50	\$89.18	\$3,156.40	\$89.18
2004	August 31, 2004	,		,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
October 22,	September 1, 2004-	\$9,741.50	\$284.46	\$7,793.20	\$284.46
2004	September 30, 2004			,	
October 28,	July 1, 2004 –	\$32,707.00	\$589.95	\$32,707.00	\$589.95
2004	September 30, 2004			·	
December 1,	October 1, 2004-	\$20,570.50	\$76.25	\$16,456.40	\$76.25
2004	October 31, 2004				
December 17,	November 1, 2004 –	\$5,993.00	\$32.75	\$4,794.40	\$32.75
2004	November 30, 2004			,	
February 17,	December 1, 2004 -	\$3,397.50	\$24.51	\$2,718.00	\$24.51
2005	December 31, 2004			·	
March 8, 2005	January 1, 2005 –	\$7,343.50	\$34.10	\$5,874.80	\$34.10
	January 31, 2005				
March 16, 2005	October 1, 2004 –	\$29,961.00	\$133.51	\$29,961.00	\$133.51
	December 31, 2004			,	
April 15, 2005	February 1, 2005 –	\$4,948.50	\$40.40	\$3,958.80	\$40.40
-	February 28, 2005			,	
May 10, 2005	March 1, 2005 –	\$6,494.00	\$71.74	\$5,195.20	\$71.74
	March 31, 2005				
June 15, 2005	January 1, 2005 -	\$18,786.00	\$146.24	\$18,786.00	\$146.24
	March 31, 2005				
June 7, 2005	April 1, 2005 –	\$4,754.50	\$38.87	\$3,803.60	\$38.87
	April 30, 2005				
July 7, 2005	May 1, 2005 – May	\$9,725.00	\$84.96	\$7,780.00	\$84.96
	31, 2005		_		
August 1, 2005	June 1, 2005 – June	\$5,182.00	\$1.80	\$4,145.60	\$1.80
	30, 2005				
August 8, 2005	April 1, 2005 – June	\$19,661.50	\$125.63	\$19,661.50	\$125.63
	30, 2005				
August 20, 2005	July 1, 2005 – July	\$10,155.00	\$15.27	\$8,124.00	\$15.27
	31, 2005				
October 12,	August 1, 2005 –	\$9,440.00	\$54.18	\$7,552.00	\$54.18
2005	August 31, 2005				
November 4,	September 1, 2005 –	\$2,772.00	\$14.03	\$2,217.60	\$14.03
2005	September 30, 2005				
November 23,	July 1, 2005 –	\$22,367.00	\$83.48	\$22,367.00	\$83.48
2005	September 30, 2005				
December 16,	October 1, 2005 –	\$4,735.50	\$27.51	\$3,788.40	\$27.51
2005	October 31, 2005				
March 10, 2006	November 1, 2005 –	\$1,819.50	\$24.02	\$1,455.60	\$24.02
1 07 000	November 30, 2005	07.500.55	-		
March 27, 2006	December 1, 2005 –	\$7,582.50	\$26.28	\$6,066.00	\$26.28
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	December 31, 2005	<u> </u>			
April 20, 2006	October 1, 2005 –	\$14,137.50	\$77.81	\$14,137.50	\$77.81
•	December 31, 2005			,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,	
April 20, 2006	January 1, 2006 –	\$8,997.00	\$58.95	\$7,197.60	\$58.95
	January 31, 2006				
April 20, 2006	February 1, 2006 – February 28, 2006	\$7,574.50	\$127.34	\$6,059.60	\$127.34
April 20, 2006	March 1, 2006 -	\$6,120.50	\$11.93	\$4,896.40	\$11.93
	March 31, 2006			·	
June 8, 2006	April 1, 2006 – April 30, 2006	\$4,012.50	\$185.69	\$3,210.00	\$185.69
June 9, 2006	January 1, 2006 – March 31, 2006	\$22,692.00	\$198.22	\$22,692.00	\$198.22
July 10, 2006	May 1, 2006 – May 31, 2006	\$18,733.50	\$116.00	\$14,986.80	\$116.00
August 2, 2006	June 1, 2006 – June 30, 2006	\$1,459.00	\$9,179.83	\$1,167.20	\$9,179.83
September 29, 2006	April 1, 2006 – June 30, 2006	\$24,205.00	\$9,481.52	\$24,205.00	\$9,481.52
September 11, 2006	July 1, 2006 – July 31, 2006	\$834.00	\$25.85	\$667.20	\$25.85
October 18,	August 1, 2006 -	\$1,023.50	\$12.25	\$818.80	\$12.25
2006	August 31, 2006				
October 30, 2006	September 1, 2006 – September 30, 2006	\$519.50	\$0	\$415.60	\$0
November 22,	July 1, 2006 –	\$2,377.00	\$38.10	\$2,377.00	\$38.10
2006	September 30, 2006				1,1111
November 22, 2006	October 1, 2006 – October 31, 2006	\$415.00	\$12.30	\$332.00	\$12.30
December 27,	November 1, 2006 –	\$744.00	\$51.47	\$595.20	\$51.47
2006	November 30, 2006			\$373.20	Ψ31.47
February 12,	December 1, 2006 -	\$1,229.00	\$5.00	\$983.20	\$5.00
2007	December 31, 2006				· ·
March 2, 2007	January 1, 2007 – January 31, 2007	\$3,260.00	\$54.65	\$2,608.00	\$54.65
March 7, 2007	October 1, 2006 – December 31, 2006	\$2,388.00	\$68.77	\$2,388.00	\$68.77
March 23, 2007	February 1, 2007 – February 28, 2007	\$2,977.50	\$1,858.98	\$2,382.00	\$1,858.98
April 24, 2007	March 1, 2007 – March 31, 2007	\$3,069.00	\$941.40	\$2,455.20	\$941.40
May 14, 2007	January 1, 2007 – March 31, 2007	\$9,306.50	\$2,855.03	\$9306.50	\$2855.03
May 25, 2007	April 1, 2007 – April 30, 2007	\$430.00	\$92.00	\$344.00	\$92.00
June 20, 2007	May 1, 2007 – May 31, 2007	\$863.50	\$22.11	\$690.80	\$22.11
July 11,2007	June 1, 2007 – June 30, 2007	\$663.00	\$12.38	\$530.40	\$12.38
July 23, 2007	April 1, 2007 – June 30, 2007	\$1956.50	\$126.49	\$1956.50	\$126.49
August 23, 2007	July 1, 2007 – July 31, 2007	\$786.50	\$26.41	\$629.20	\$26.41
September 24, 2007	August 1, 2007- August 31, 2007	\$423.00	\$14.10	\$338.40	\$14.10

January 2, 2008	September 1, 2007 – September 30, 2007	\$396.00	\$12.94	\$316.80	\$12.94
January 2, 2008	November 1, 2007 – November 30, 2007	\$176.00	\$44.60	\$140.80	\$44.60
January 9, 2008	July 1, 2007 – September 30, 2007	\$1,605.50	\$53.45	\$1284.40	\$53.45
January 22, 2008	December 1, 2007 – December 31, 2007	\$742.00	\$0.00	\$593.60	\$0.00
February 22, 2008	January 1, 2008 – January 31, 2008	\$1,607.00	\$0.00	\$1,285.60	\$0.00
March 25, 2008	February 1, 2008- February 29, 2008	\$8,386.00	\$14.25	\$6,708.80	\$14.25
April 29,2008	March 1, 2008 – March 31, 2008	\$1,865.00	\$2.75	\$1,492.00	\$2.75
May 28, 2008	October 1, 2007 – December 31, 2007	\$918.00	\$44.60	Pending	Pending
June 20, 2008	April 1, 2008 – April 30, 2008	\$3,760.00	\$.55	\$3,008.00	\$.55

The Nelson Mullins Riley & Scarborough, L.L.P. attorneys who rendered professional services in these cases during the Fee Period are:

Name of Professional Person	Position with the applicant	Number of years as an attorney	Department	Hourly billing rate	Total billed hours	Total compensation
BJ. Burn	Associate	7 years	Bankruptcy	\$240.00	.3	\$72.00
N. J Smith	Partner	29 years	Environmental	\$320.00	3.40	\$1,088.00
J. E. Holmes	Of Counsel	15 years	Corporate	\$270.00	2.00	\$540.00
J. S. Claypoole	Associate	5 years	Corporate	\$285.00	.5	\$142.50
R.S. Stilwell	Partner	14 years	Construction	\$310.00	4.0	\$1,240.00
M.P. Sieffert	Partner -	19 years	Corporate	\$260.00	.9	\$234.00
D.B Rustin	Associate	3 years	Corporate	\$220.00	6.50	\$1,430.00

Grand Total for Fees:

\$4,746.50

Blended Rate:

\$269.69

The Nelson Mullins Riley & Scarborough, L.L.P. paraprofessionals who rendered professional services in these cases during the Fee Period are:

B. Wright	Project Assistant	10 months	Bankruptcy	\$110.00	4.7	\$517.00
				L		

Grand Total for Fees: \$517.00 Blended Rate: \$110.00

Matter Number	Matter	Total Hours	Total Fees Requested
02399/06032	Charleston	5.9	\$1770.50
02399/06091	Fee Applications	5.0	\$589.00
02399/06000	General	11.40	\$2,904.00
TOTAL		22.30	\$5,263.50

# **Expense Summary**

<u>Description</u>	Amount
Telephone	\$2.10
PACER	\$17.84
Westlaw	\$53.21
TOTAL	\$73.15

# IN THE UNITED STATES BANKRUPTCY COURT FOR THE DISTRICT OF DELAWARE

In re:	) Chapter 11
W. R. GRACE & CO., et al., <sup>2</sup>	) Case No. 01-01139(JKF)
	) (Jointly Administered)
Debtors.	)

### **VERIFICATION**

Bernard F. Hawkins, Jr., after being duly sworn according to law, deposes and says as follows:

- 1. I am a partner with the applicant firm, Nelson Mullins Riley & Scarborough, L.L.P and I am a member in good standing of the bar of the State of South Carolina.
- 2. I have personally performed certain of, and overseen the legal services rendered by Nelson Mullins Riley & Scarborough, LLP as special counsel to the Debtors in environmental-related litigation issues and real estate transactions and am thoroughly familiar

<sup>&</sup>lt;sup>2</sup> The Debtors consist of the following 62 entities: W. R. Grace & Co. (f/k/a Grace Specialty Chemicals, Inc.), W. R. Grace & Co.-Conn., A-1 Bit & Tool Co., Inc., Alewife Boston Ltd., Alewife Land Corporation, Amicon, Inc., CB Biomedical, Inc. (f/k/a Circe Biomedical, Inc.), CCHP, Inc., Coalgrace, Inc., Coalgrace II, Inc., Creative Food N Fun Company, Darex Puerto Rico, Inc., Del Taco Restaurants, Inc., Dewey and Almy, LLC (f/k/a Dewey and Almy Company), Ecarg, Inc., Five Alewife Boston Ltd., G C Limited Partners I, Inc. (f/k/a Grace Cocoa Limited Partners I, Inc.), G C Management, Inc. (f/k/a Grace Cocoa Management, Inc.), GEC Management Corporation, GN Holdings. Inc., GPC Thomasville Corp., Gloucester New Communities Company, Inc., Grace A-B Inc., Grace A-B II Inc., Grace Chemical Company of Cuba, Grace Culinary Systems, Inc., Grace Drilling Company, Grace Energy Corporation, Grace Environmental. Inc., Grace Europe, Inc., Grace H-G Inc., Grace H-G II Inc., Grace Hotel Services Corporation, Grace International Holdings, Inc. (f/k/a Dearborn International Holdings, Inc.), Grace Offshore Company, Grace PAR Corporation, Grace Petroleum Libya Incorporated, Grace Tarpon Investors, Inc., Grace Ventures Corp., Grace Washington, Inc., W. R. Grace Capital Corporation, W. R. Grace Land Corporation, Gracoal, Inc., Gracoal II, Inc., Guanica-Caribe Land Development Corporation, Hanover Square Corporation, Homco International, Inc., Kootenai Development Company, L B Realty, Inc., Litigation Management, Inc. (f/k/a GHSC Holding, Inc., Grace JVH, Inc., Asbestos Management, Inc.), Monolith Enterprises, Incorporated, Monroe Street. Inc., MRA Holdings Corp. (f/k/a Nestor-BNA Holdings Corporation), MRA Intermedco, Inc. (f/k/a Nestor-BNA, Inc.), MRA Staffing Systems, Inc. (f/k/a British Nursing Association, Inc.), Remedium Group, Inc. (f/k/a Environmental Liability Management, Inc., E&C Liquidating Corp., Emerson & Cuming, Inc.), Southern Oil, Resin & Fiberglass, Inc., Water Street Corporation, Axial Basin Ranch Company, CC Partners (f/k/a Cross Country Staffing). Hayden-Gulch West Coal Company, H-G Coal Company.

with all other work performed on behalf of the Debtors by the lawyers and other persons in the firm.

3. The facts set forth in the foregoing Application are true and correct to the best of my knowledge, information and belief.

Bernard F. Hawkins, Jr.

SWORN to and subscribed before me

this //a day of

Ruth L. Johnson

L.S.)

Notary Public of South Carolina My Commission Expires: 9/3/99

Notary Public for South Carolina

My Commission Expires: 9/3/200

# Nelson Mullins

#### Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

W. R. Grace & Co.
ATTN: Lydia Duff, Esq.
Senior Environmental Counsel

June 10, 2008 Invoice 876708 Page 1

7500 Grace Drive Columbia, MD 21044

Our Matter#

02399/06032

For Services Through 05/31/08

WR Grace #

063-KL-721490-01-0501221

Name of Matter:

Charleston

05/09/08 Phone call with Ms. Duff and Ms. Finkelstein regarding deed value issue in SC and FL.

N.J. SMITH

0.30 hrs.

320.00/hr

\$96.00

05/12/08 Office conference with Attorney Bobo regarding deed stamps, affidavit and value issue for

property to be sold (0.3); telephone conference with Ms. Duff regarding environmental liability in valuation for recording issues, government acquisition and arms length sales (0.2); search for Florida information as requested, discuss with Attorney Holmes and confirm how issue would be addressed (0.2); confirm interpretation of issue with Ms. Duff (0.1); telephone conference with Ms. Finkelstein regarding interpretation of requirements for recording, review Florida information from Attorney Holmes, discuss South Carolina form and section

(0.5).

N.J. SMITH

1.30 hrs.

320.00/hr

\$416.00

05/12/08 Research Florida tax allocation issues and telephone conference with Mr. Smith regarding

same.

J.E. HOLMES

1.20 hrs.

270.00/hr

\$324.00

05/13/08 Telephone conference with Attorney Holmes regarding treatment of discounted price for

environmental liability (0.2); research code sections and examples to prepare for discussion with Ms. Finkelstein (0.4); follow up with Ms. Finkelstein to review same, issue with ELT interpretation, and conference in Attorney Holmes to complete review (0.8); office conference with Attorney Claypoole to review manual and statute on SC issue of affidavit and documentary stamps, confirm interpretation and reply to Ms. Finkelstein as requested

(0.4).

N.J. SMITH

1.80 hrs.

320.00/hr

576 00

05/13/08 Telephone conference with. Ms. Finkelstein and Mr. Smith regarding allocation of value with

respect to Florida documentary stamp taxes.

J.E. HOLMES

0.30 hrs.

270.00/hr

\$81.00

05/13/08 Research deed recording fee.

J.S. CLAYPOOLE

0.50 hrs.

285.00/hr

\$142.50

05/16/08 Review and forward short and long forms of Florida mortgage and Georgia deed to secure

debt.

J.E. HOLMES

0.50 hrs. 270.00/hr

\$135.00

Total Fees for Legal Services ......\$1,770.50

Case 01-01139-AMC Doc 19829-3 Filed 10/21/08 Page 11 of 18 W. R. Grace & Co.

June 10, 2008 Invoice 876708 Page 2

## **BILLING SUMMARY**

	<u>Hours</u>	Rate/Hr	<u>Dollars</u>
N.J. SMITH	3.40	320.00	1,088.00
J.E. HOLMES	2.00	270.00	540.00
J.S. CLAYPOOLE	0.50	285.00	142.50
TOTAL	5.90	\$300.08	\$1,770.50

### **CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED**

05/12/2008	Telephone 1-410-531-4210	0.15
05/12/2008	Westlaw	53.21
05/13/2008	Telephone 1-410-531-4795	1.95
Total Charge	s for Other Services Provided/Expenses Incurred	\$55.31
	DISBURSEMENT SUMMARY	
Desci	ription	<u>Dollars</u>

Description	<u>Dollars</u>
Telephone	2.10
Westlaw	53.21
TOTAL	\$55.31

Net current billing for this invoice	\$1,825.81
GRAND TOTAL	<u>\$1,825.81</u>

June 10, 2008 Invoice 876708 Page 3

#### **REMITTANCE COPY**

Please Return With Your Payment To:

ATTN: Accounts Receivable

Nelson Mullins Riley & Scarborough LLP

Post Office Drawer 11009

Columbia, South Carolina 29211

Telephone (803) 799-2000

For Services Through 05/31/08

W. R. Grace & Co. Charleston Our Matter # 02399/06032

Fees for Professional Services Charges for Other Services Provided/Expenses Incurred \$1,770.50 \$55.31

Net current billing for this invoice.....

\$1,825.81

GRAND TOTAL .....

\$1.825.81

Terms of Payment: Balance due within thirty days of invoice date

#### DOMESTIC WIRING INSTRUCTIONS

Receiving Bank: Columbus Bank & Trust (CB&T)

**ABA Number**: 061100606

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798 Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

#### FOREIGN WIRING INSTRUCTIONS

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798

ABA Number: 053200666

Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

#### Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law

Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

W. R. Grace & Co. ATTN: Lydia Duff, Esq. Senior Environmental Counsel 7500 Grace Drive

June 5, 2008 Invoice 875114 Page 1

Our Matter #

Name of Matter:

Columbia, MD 21044

02399/06091 **Fee Applications**  For Services Through 05/31/08

05/01/08

Draft the twenty seventh quarterly fee application.

**B. WRIGHT** 

2.50 hrs. 110.00/hr

\$275.00

05/04/08

Review, edit and approve quarterly fee application.

**B.J. BURN** 

0.30 hrs. 240.00/hr \$72.00

05/27/08

File quarterly fee application and draft fee application for April.

B. WRIGHT

2.20 hrs. 110.00/hr \$242.00

Total Fees for Legal Services .....

\$589.00

#### **BILLING SUMMARY**

	<u>Hours</u>	Rate/Hr	<u>Dollars</u>
B.J. BURN B. WRIGHT	0.30 4.70	240.00 110.00	72.00 517.00
TOTAL	5.00	117.80	589.00

# CHARGES FOR OTHER SERVICES PROVIDED/EXPENSES INCURRED

05/06/2008 VENDOR: PACER Service Center; INVOICE#: 050508; DATE:

2.56

5/6/2008 - Billing Cycle: 01/01/08-03/31/08

15.28

05/06/2008

VENDOR: PACER Service Center; INVOICE#: 050508; DATE:

5/6/2008 - Billing Cycle: 01/01/08-03/31/08

\$17.84

Total Charges for Other Services Provided/Expenses Incurred .....

**DISBURSEMENT SUMMARY** 

Description
Court Fees

**Dollars** 17.84

TOTAL

\$17.84

Net current billing for this invoice.....

\$606.84

GRAND TOTAL .....

<u>\$606.84</u>

June 5, 2008 Invoice 875114 Page 2

#### **REMITTANCE COPY**

Please Return With Your Payment To:

ATTN: Accounts Receivable

Nelson Mullins Riley & Scarborough LLP

Post Office Drawer 11009

Columbia, South Carolina 29211

Telephone (803) 799-2000

For Services Through 05/31/08

W. R. Grace & Co. Fee Applications Our Matter # 02399/06091

Fees for Professional Services
Charges for Other Services Provided/Expenses Incurred

\$589.00 \$17.84

Net current billing for this invoice.....

\$606.84

GRAND TOTAL .....

\$606,84

Terms of Payment: Balance due within thirty days of invoice date

### DOMESTIC WIRING INSTRUCTIONS

Receiving Bank: Columbus Bank & Trust (CB&T)

**ABA Number**: 061100606

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798
Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

#### FOREIGN WIRING INSTRUCTIONS

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798

ABA Number: 053200666

Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

# Case 01-01139-AMC Doc 19829 3 Filed 10/21/08 Page 15 of 18

# Nelson Mullins

#### Nelson Mullins Riley & Scarborough LLP

Attorneys and Counselors at Law Tax ID No. 57-0215445

Post Office Box 11070 / Columbia, South Carolina 29211

Tel: 803.799.2000

W. R. Grace & Co. ATTN: Lydia Duff, Esq. Senior Environmental Counsel 7500 Grace Drive

D.B. RUSTIN

Columbia, MD 21044

July 14, 2008 Invoice 883134 Page 1

Our Matter #

02399/06000

For Services Through 06/30/08

WR Grace #

063-KL-721490-01-501251

Name of Matter:

General

Name of Ma	atter: General				
05/01/08	Go to County Square for R.S. STILWELL	contact with Enforcen	nent Officer a 0.80 hrs.	and brief client on same. 310.00/hr	\$248.00
05/02/08	Call with Attorney Stilwel appeal (0.3); interoffice n M.P. SIEFFERT	ll (0.1); email and call v message to Attorney S	with client co tilwell regard 0.50 hrs.	ncerning status and filing closing requirements 260.00/hr	g of s (0.1). \$130.00
05/02/08	Meet with structural engilon same.	neer and call with enfo	rcement offic	er and update notes to	clients
	R.S. STILWELL		1.60 hrs.	310.00/hr	\$496.00
05/05/08	Review of emails regarding M.P. SIEFFERT	ng appeal and structur	al engineer r 0.40 hrs.	eport. 260.00/hr	\$104.00
05/05/08	Draft appeal and attend fi R.S. STILWELL	iling of same.	1.10 hrs.	310.00/hr	\$341.00
05/05/08	Coordinate with Attorney construction appeals and	Stilwell regarding filing forward same to clien	t.	ith Greenville County bo	eard of
	D.B. RUSTIN		0.50 hrs.	220.00/hr	\$110.00
05/06/08	Coordinate times for site structural engineer and M	inspection with Greenv litch Obradovich.	·		r,
	D.B. RUSTIN		0.30 hrs.	220.00/hr	\$66.00
05/07/08	Review letter confirming v R.S. STILWELL	withdrawal of enforcem	ent order fro 0.30 hrs.	m Attorney Rustin. 310.00/hr	\$93.00
05/07/08	Meet Mitch Obradovich, s Officer for site inspection	structural engineer and and facility in Travelers	Greenville C s Rest, SC.	ounty Code Enforcemen	nt
	D.B. RUSTIN		3.10 hrs.	220.00/hr	\$682.00
05/08/08	Draft letter to Jessica Jord closing of case, work with revisions to same and rev	Attorney Stilwell, Lydi	a Duff and M ral engineer's	itch Obradovic regarding letter from Randy Hillm	an.
	D.B. RUSTIN				\$264.00
05/09/08	Phone call to Jessica Jord regarding whether letter w	dan and Greenville Cou vas sufficient to close o	unty Code en ase.	forcement, leave messa	ige
	13 13 111 ICTIAI		^ ^ ^ .		

0.20 hrs.

220.00/hr

\$44.00

W. R. Grad	e & Co Case 01-01139-AMC	Doc 19829-3	Filed 10/21/	•	of 18 <sub>uly 14,</sub> 2008 883134 Page 2
05/12/08	Follow up telephone conve County, try Jessica Jordan				
	D.B. RUSTIN		0.30 hrs.		\$66.00
05/13/08	Follow up phone call to Je D.B. RUSTIN	essica Jordan reg	arding status of 0.20 hrs.	closing case. 220.00/hr	\$44.00
05/19/08	Follow up with Attorney ReR.S. STILWELL	ustin on closure le	etter and call fro 0.20 hrs.	m client on same. 310.00/hr	\$62.00
05/19/08	Phone call with Jessica Jo Obradovic, leave message		rintout of closed	account and pho	ne call to Mitch
	D.B. RUSTIN		0.30 hrs.	220.00/hr	\$66.00
05/19/08	Follow up phone call with D.B. RUSTIN	Mitch Obradovic	and leave two vo 0.40 hrs.	oice mails for Jess 220.00/hr	sica Jordan. \$88.00
Total Fees	for Legal Services	••••••		***************************************	\$2,904.00
BILLING SUMMARY					
		:	Hours	Rate/Hr	Dollars

	<u>Hours</u>	Rate/Hr	<u>Dollars</u>
R.S. STILWELL	4.00	310.00	1,240.00
M.P. SIEFFERT	0.90	260.00	234.00
D.B. RUSTIN	6.50	220.00	1,430.00
TOTAL	11.40	\$254.74	\$2,904.00

Net current billing for this invoice	\$2,904.00
GRAND TOTAL	\$2,904.00

#### **REMITTANCE COPY**

Please Return With Your Payment To:

ATTN: Accounts Receivable
Nelson Mullins Riley & Scarborough LLP

Post Office Drawer 11009 Columbia, South Carolina 29211 Telephone (803) 799-2000

For Services Through 06/30/08

W. R. Grace & Co. General Our Matter # 02399/06000

Fees for Professional Services
Charges for Other Services Provided/Expenses Incurred

\$2,904.00 \$0.00

Net current billing for this invoice .....

\$2,904.00

GRAND TOTAL.....

\$2<u>,904.00</u>

Terms of Payment: Balance due within thirty days of invoice date

### **DOMESTIC WIRING INSTRUCTIONS**

Receiving Bank: Columbus Bank & Trust (CB&T)

ABA Number: 061100606

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798
Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

#### FOREIGN WIRING INSTRUCTIONS

Beneficiary Bank: National Bank of SC, PO Box 1798, Sumter SC 29151-1798

ABA Number: 053200666

Beneficiary Customer: Nelson Mullins Riley & Scarborough, LLP Operating Account

Beneficiary Account Number: 00322407701

Mary Cutler **Nelson Mullins** Meridian, 17th floor 1320 Main Street Columbia, SC 29201

SHIP TO: (803) 255-5594

**BILL SENDER** 

**Patricia Cuniff** Pachulski Stang Ziehl Young Jones & 919 N. Market Street

Wilmington, DE 19801

Filed 10/21/08 Page 18 of 18

Invoice #

System#: 3910336/INET8061

Delivery Address Bar Code

PO# Dept#

19829-3

ActWgt: 1.0 LB

Account#. S

0201

7960 3057 8433

TUE - 22JUL **PRIORITY OVERNIGHT** 

XB ZWIA

19801 **DE-US** PHL



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